

File



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY

NEW YORK, NY 10007-1866

AUG - 9 2016

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Article Number: 7015 3010 0000 7504 0658

Randy Cox
NAPA Auto Parts
9024 State Route 408
Nunda, NY 14517

Re: Underground Injection Control (UIC) Program Regulation
Request for Information: SDWA-UIC-IR-16-038
NAPA Auto Parts (UICID: 16NY00313207)
4430 State Route 417
Bolivar, NY 14715
Allegany County

Dear Mr. Cox:

The facility referenced above may be operating underground injection wells subject to Environmental Protection Agency (EPA) jurisdiction under the Safe Drinking Water Act. An EPA inspection indicates that a paint mixing room floor drain leads to an unknown destination. This letter is to require the owner/operator of the above named facility to determine the discharge point of the paint mixing room floor drain and if it discharges to a drywell, submit inventory information for it.

EPA records indicate that the above-referenced facility has not inventoried any underground injection wells as required by 40 Code of Federal Regulations (CFR) §§144.26, 144.27 and 144.83(a). EPA records also indicate that the above-referenced facility has not received authorization to emplace fluids into an underground injection well by permit, in accordance with 40 C.F.R. §144.31, or by rule, in accordance with 40 CFR §§144.24 and 144.84. Failure to operate an injection well under authorization by rule or permit constitutes noncompliance with Underground Injection Control (UIC) program regulations. The UIC program regulations are designed to assure that the operation of injection wells will not contaminate underground sources of drinking water (USDW) and endanger human health.

Should you own or operate any facility using underground injection wells, you must, as required by 40 CFR §§144.26, 144.27 and 144.83(a), complete inventory forms for these facilities. Enclosed is an inventory form (EPA Form 7520-16) and a request for information that must be completed if you possess a facility which uses an underground injection well. Enclosed is a listing of Class V injection well types (Enclosure 1). Please use Enclosure 1 when filling out the inventory form.

The form can also be found on the internet at:

https://www.epa.gov/sites/production/files/2015-10/documents/7520-16_508c.pdf

Please submit UIC inventory forms to the following address:

Nicole Foley Kraft, Chief
Groundwater Compliance Section
United States Environmental Protection Agency
290 Broadway, 20th Floor
New York, NY 10007-1866
Re: 16NY00313207
Attn: Robert Ferri

In addition, if you operate a large-capacity cesspool (a cesspool which serves a multiple dwelling community or regional system, or for a non-residential system serves more than 19 persons a day) you were required to close the cesspool by April 5, 2005, as required by 40 CFR §144.88. Cesspools and septic systems are defined as follows:

- A cesspool is a drywell/leach pit that directly receives untreated sanitary waste containing human excreta. A cesspool system does not utilize a septic tank to retain and treat sanitary waste.
- In a septic system, sanitary waste is first discharged through a septic tank, where solids are removed and biologic treatment occurs, and the treated sanitary waste is then discharged to a drywell/leachpit or to a drainfield.

If you operate a large capacity cesspool please immediately contact Robert Ferri at (212) 637-4227.

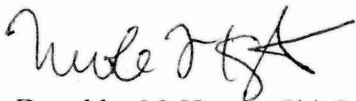
As required by 40 CFR §144.88, if you operate a motor vehicle waste disposal well in a source water protection area you were required to close your well or apply for and obtain a permit by January 1, 2005; if you operate a motor vehicle waste disposal well that is not located in a source water protection area you were required to close your well or apply for and obtain a permit by January 1, 2007.

If you are certain that there are no discharges from this facility into a UIC Class V well, you must submit verification that all drains discharge to somewhere other than an injection well, such as the storm or sanitary sewer; surface water such as a stream, lake, etc.; or onto the ground surface. Examples of verification would be: 1) a letter from the superintendent of the Sewer Authority reporting that no drains at the facility discharge to an injection well and where they do discharge, or 2) results from a dye test performed by a licensed engineer or plumber proving the drain(s) discharge to somewhere other than an injection well or 3) an updated plumbing blueprint of the facility verifying where each drain discharges and that none discharge to an injection well.

Failure to respond to this letter truthfully and accurately within the time provided may subject you to sanctions authorized by federal law. Please also note that all information submitted by you may be used in an administrative, civil judicial, or criminal action. In addition, making a knowing submission of materially false information to the U.S. Government may be a criminal offense.

If you have any questions please contact Robert Ferri of my staff at (212) 637-4227 or by e-mail at ferri.robert@epa.gov.

Sincerely,


Douglas McKenna, Chief
Water Compliance Branch

Enclosures

cc: Jeffrey Konsella, Regional Water Engineer
NYSDEC, Region 9
270 Michigan Avenue
Buffalo, NY 14203-2999

Thomas E. Hull
Allegany County Health Dept.
7 Court Street
Belmont, NY 14813-1076

Eric McDowell
NAPA Auto Parts
4430 State Route 417
Bolivar, NY 14715

